THE
TWEED COUNCIL

PLEASE QUOTE
COUNCIL REF. No.: PF2970/2327/3 94/73

YOUR REF. No.:

FOR ENQUIRIES
PLEASE CONTACT: Mr Bede Emmett

TELEPHONE
DIRECT: (066) (066) 720458

L02A98&A

6 May 1994

Kyogle Road
KUNGHUR 2484

Dear Sir,

Establishment of a tourist accommodation at Lot 4 DP 737440, Kyogle Road, Kunghur.

I refer to your submission regarding the above and advise that Council's Development Assessment Panel at its meeting of 4 May 1994, resolved to approve the application subject to the following conditions:

"On the unanimous decision of the Panel, that the development application submitted by Misty Mountain (NSW) Pty Ltd for tourist accommodation comprising 3 cabins, 15 tent sites and associated amenities building on Lot 4 DP 737440, Kyogle Road, Kunghur be approved subject to the following conditions:

23. *The development to be completed generally in accordance with plans submitted with the application.*

24. *Approval is given subject to the location of, protection of, and/or any necessary modifications to any existing public utilities situated within the subject property.*

25. *The payment of a Rural Road Development Contribution of $4350 prior to release of approved building plans.*

26. *The provision of twenty two (22) off street car parking spaces in accordance with Council's Car Parking Code.*

27. *All work associated with this approval is to be carried out so as not to cause a nuisance to residents in the locality from noise, water or air pollution.*

28. *The use to be conducted so as not to cause disruption to the amenity of the locality, particularly by way of the emission of noise, dust, fumes or the like.*

29. *Compliance with all requirements of Council's Environment & Community Services Division, specifically including the following matters:*

i. Submission of a building application in accordance with the Local

THE TWEED
VALLEY OF CONTRASTS

CIVIC AND CULTURAL CENTRE, MURWILLUMBAH
P.O. BOX 816, MURWILLUMBAH. N.S.W. 2484
TELEPHONE: (066) 72 0400 — FAX: (066) 72 0429

ALL COMMUNICATIONS MUST BE ADDRESSED TO THE GENERAL MANAGER

Government Act and Ordinance 70.

ii. *Separate approval is to be obtained from Council under Section 68 of the Local Government Act 1993 to operate a camping ground. Such approval will require compliance with the Local Government (Caravan Parks and Camping Ground) Transitional Regulation 1993.*

iii. *Collection and disposal of all wastes to the satisfaction of the Director of Environment & Community Services Division.*

iv. *All reasonable steps shall be taken to muffle and acoustically baffle all plant and equipment. In the event of complaints from the neighbours, which Council deem to be reasonable, the noise from the construction site is not to exceed the following:*

A. *Short Term Period - 4 weeks.*
L10 noise level measured over a period of not less than 15 minutes when the construction site is in operation, must not exceed the background level by more than 20dB(A) at the boundary of the nearest likely affected residence.

B. *Long term period - the duration.*
L10 noise level measured over a period of not less than 15 minutes when the construction site is in operation, must not exceed the background level by more than 15dB(A) at the boundary of the nearest affected residence.

30. *The existing access gate situated on common property is to be relocated to the satisfaction of Council's Director of Development Services. In this regard, the proposed location of the gate is to be clearly shown in the building application.*

31. *Compliance with the requirements of the Water Resources Commission.*

32. *Details of proposed building materials and external finishes are to be included with the Building Application and are to be to the satisfaction of the Director of Development Services.*

33. *All signage to be the subject of separate development applications, where statutorily required."*

Thank you for your interest in this matter.

Yours faithfully

Garry Smith
Manager Development Control
Development Services Division